

regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### List of Subjects in 14 CFR Part 97

Air traffic control, Airports, Incorporation by reference, and Navigation (air).

Issued in Washington, DC, on January 16, 2004.

**James J. Ballough,**

*Director, Flight Standards Service.*

#### Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 97 of the Federal Aviation Regulations (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

#### PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

2. Part 97 is amended to read as follows:

\* \* \* *Effective February 19, 2004*

Chicago, IL, Chicago Midway Intl, ILS OR LOC/DME RWY 13C, Orig  
Chicago, IL, Chicago Midway Intl, ILS OR LOC/DME RWY 31C, Orig  
Chicago, IL, Chicago Midway Intl, RNAV (GPS) RWY 13C, Orig  
Chicago, IL, Chicago Midway Intl, RNAV (GPS) RWY 31C, Orig  
Chicago, IL, Chicago Midway Intl, ILS RWY 13C, Amdt 40B, CANCELLED  
Chicago, IL, Chicago Midway Intl, ILS RWY 31C, Amdt 5F, CANCELLED  
Baton Rouge, LA, Baton Rouge Metropolitan Ryan Field, RNAV (GPS) RWY 13, Orig  
Baton Rouge, LA, Baton Rouge Metropolitan Ryan Field, RNAV (GPS) RWY 22R, Orig  
Baton Rouge, LA, Baton Rouge Metropolitan Ryan Field, RNAV (GPS) RWY 31, Orig  
Baton Rouge, LA, Baton Rouge Metropolitan Ryan Field, GPS RWY 31, Orig-B, CANCELLED  
Norwood, MA, Norwood Memorial, LOC RWY 35, Amdt 10  
Norwood, MA, Norwood Memorial, NDB RWY 35, Amdt 10  
Norwood, MA, Norwood Memorial, RNAV (GPS) RWY 35, Orig  
Norwood, MA, Norwood Memorial, GPS RWY 35, Orig, CANCELLED  
Plymouth, MA, Plymouth Muni, LOC/DME RWY 6, Orig  
Cadillac, MI, Wexford County, ILS OR LOC RWY 7, Orig

Springfield, MO, Springfield-Branson Regional, RNAV (GPS) RWY 2, Orig  
Springfield, MO, Springfield-Branson Regional, RNAV (GPS) RWY 14, Amdt. 1 Orig  
Springfield, MO, Springfield-Branson Regional, RNAV (GPS) RWY 20, Orig  
Springfield, MO, Springfield-Branson Regional, RNAV (GPS) RWY 32, Amdt. 1 Orig  
Springfield, MO, Springfield-Branson Regional, GPS RWY 2, Orig, CANCELLED  
Grants, NM, Grants-Milan Muni, RNAV (GPS) RWY 31, Orig  
Grants, NM, Grants-Milan Muni, GPS RWY 31, Orig-C, CANCELLED  
Statesville, NC, Statesville Muni, RNAV (GPS) RWY 28, Orig  
Ponca City, OK, Ponca City Rgnl, ILS OR LOC/DME RWY 17, Amdt 1  
Ponca City, OK, Ponca City Rgnl, LOC RWY 17, Orig, CANCELLED  
Seminole, OK, Seminole Muni, NDB RWY 16, Amdt 3A  
Hilton Head Island, SC, Hilton Head, LOC/DME RWY 21, Amdt 4

\* \* \* *Effective March 18, 2004*

West Memphis, AR, West Memphis Muni, ILS OR LOC RWY 17, Amdt 4

\* \* \* *Effective April 15, 2004*

Montgomery, AL, Montgomery Regional (Dannelly Field), VOR–A, Amdt 3B  
Montgomery, AL, Montgomery Regional (Dannelly Field), NDB RWY 10, Amdt 18D  
Montgomery, AL, Montgomery Regional (Dannelly Field), ILS OR LOC RWY 10, Amdt 23D  
Montgomery, AL, Montgomery Regional (Dannelly Field), ILS OR LOC RWY 28, Amdt 9  
Montgomery, AL, Montgomery Regional (Dannelly Field), RNAV (GPS) RWY 3, Orig  
Montgomery, AL, Montgomery Regional (Dannelly Field), RNAV (GPS) RWY 10, Orig  
Montgomery, AL, Montgomery Regional (Dannelly Field), RNAV (GPS) RWY 28, Orig  
Montgomery, AL, Montgomery Regional (Dannelly Field), VOR/DME RNAV OR GPS RWY 3, Amdt 5A, CANCELLED  
Muscle Shoals, AL, Northwest Alabama Regional, VOR/DME RWY 11, Amdt 6  
Muscle Shoals, AL, Northwest Alabama Regional, VOR RWY 29, Amdt 27  
Muscle Shoals, AL, Northwest Alabama Regional, ILS OR LOC RWY 29, Amdt 4  
Muscle Shoals, AL, Northwest Alabama Regional, RNAV (GPS) RWY 11, Orig  
Muscle Shoals, AL, Northwest Alabama Regional, RNAV (GPS) RWY 18, Orig  
Muscle Shoals, AL, Northwest Alabama Regional, RNAV (GPS) RWY 29, Orig  
Muscle Shoals, AL, Northwest Alabama Regional, RNAV (GPS) RWY 36, Orig  
Eau Claire, WI, Chippewa Valley Regional, ILS OR LOC RWY 22, Amdt 7  
Viroqua, WI, Viroqua Muni, RNAV (GPS) RWY 11, Orig  
Viroqua, WI, Viroqua Muni, RNAV (GPS) RWY 29, Orig

[FR Doc. 04–2434 Filed 2–5–04; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 97

[Docket No. 30404; Amdt. No. 3089]

#### Standard Instrument Approach Procedures; Miscellaneous Amendments

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

**DATES:** This rule is effective February 6, 2004. The compliance date for each SIAP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of February 6, 2004.

**ADDRESSES:** Availability of matters incorporated by reference in the amendment is as follows:

##### *For Examination—*

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which the affected airport is located;

3. The Flight Inspection Area Office which originated the SIAP; or,

4. The Office of Federal Register, 800 North Capitol Street, NW., Suite 700, Washington, DC.

##### *For Purchase—Individual SIAP copies may be obtained from:*

1. FAA Public Inquiry Center (APA–200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

*By Subscription—*Copies of all SIAPs, mailed once every 2 weeks, are for sale

by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

**FOR FURTHER INFORMATION CONTACT:** Donald P. Pate, Flight Procedure Standards Branch (AMCAFS-420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd. Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082 Oklahoma City, OK 73125) telephone: (405) 954-4164.

**SUPPLEMENTARY INFORMATION:** This amendment to part 97 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of the Federal Aviation Regulations (FAR). The applicable FAA Forms are identified as FAA Forms 8260-3, 8260-4, and 8260-5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

### The Rule

This amendment to part 97 is effective upon publication of each separate SIAP as contained in the transmittal. Some SIAP amendments may have been previously issued by the FAA in a National Flight Data Center (NFDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP amendments may require making them effective in less than 30 days. For the

remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

### Conclusion

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

### List of Subjects in 14 CFR part 97

Air Traffic Control, Airports, Incorporation by reference, and Navigation (Air).

Issued in Washington, DC, on January 30, 2004.

**James J. Ballough,**

*Director, Flight Standards Service.*

### Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 97 of the Federal Aviation Regulations (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

### PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721-44722.

2. Part 97 is amended to read as follows:

\* \* \* *Effective February 19, 2004*

Oneida, TN, Scott Muni, RNAV (GPS) RWY 23, Orig  
Oneida, TN, Scott Muni, RNAV (GPS) RWY 5, Orig  
Oneida, TN, Scott Muni, NDB RWY 23, Amdt 5

\* \* \* *Effective March 18, 2004*

Sand Springs, OK, William R. Pogue Muni, NDB RWY 35, Amdt 2D

\* \* \* *Effective April 15, 2004*

Manokotak, AK, Manokotak, RNAV (GPS)-A, Orig  
Napaskiak, AK, Napaskiak, RNAV (GPS) RWY 2, Orig  
Napaskiak, AK, Napaskiak, RNAV (GPS) RWY 20, Orig  
Platinum, AK, Platinum, RNAV (GPS) RWY 13, Orig  
Platinum, AK, Platinum, GPS RWY 13, Orig, CANCELLED  
Apple Valley, CA, Apple Valley, RNAV (GPS) RWY 18, Orig  
Apple Valley, CA, Apple Valley, GPS RWY 18, Orig-A CANCELLED  
Iowa City, IA, Iowa City Muni, NDB OR GPS-A, Orig-A, CANCELLED  
Iowa City, IA, Iowa City Muni, NDB RWY 30, Amdt 1A, CANCELLED  
Boise, ID, Boise Air Terminal (Gowen Field), MLS RWY 28L, Amdt 1  
Boise, ID, Boise Air Terminal (Gowen Field), RNAV (GPS) RWY 28L, Amdt 1  
Boise, ID, Boise Air Terminal (Gowen Field), RNAV (GPS) RWY 28R, Orig  
Burley, ID, Burley Muni, VOR/DME-B, Amdt 4  
Burley, ID, Burley Muni, RNAV (GPS) RWY 20, Orig  
Burley, ID, Burley Muni, VOR/DME RNAV OR GPS RWY 20, Amdt 2, CANCELLED  
Burley, ID, Burley Muni, VOR-A, Amdt 4  
Sparta, IL, Sparta Community-Hunter Field, NDB RWY 18, Amdt 1  
Sparta, IL, Sparta Community-Hunter Field, RNAV (GPS) RWY 18, Orig  
Frankfort, IN, Frankfort Muni, NDB RWY 9, Amdt 3  
Frankfort, IN, Frankfort Muni, RNAV (GPS) RWY 9, Orig  
Frankfort, IN, Frankfort Muni, RNAV (GPS) RWY 27, Orig  
Frankfort, IN, Frankfort Muni, GPS RWY 9, Orig-A, CANCELLED  
Frankfort, IN, Frankfort Muni, GPS RWY 27, Amdt 1A, CANCELLED  
Raymond, MS, John Bell Williams, NDB RWY 12, Amdt 1A  
Raymond, MS, John Bell Williams, RNAV (GPS) RWY 30, Orig-A  
Raymond, MS, John Bell Williams, RNAV (GPS) RWY 12, Orig-A  
Sunriver, OR, Sunriver, VOR/DME RWY 18, Amdt 1  
Sunriver, OR, Sunriver, RNAV (GPS) RWY 18, Orig  
San Marcos, TX, San Marcos Muni, NDB RWY 13, Amdt 5  
San Marcos, TX, San Marcos Muni, ILS OR LOC RWY 13, Amdt 6  
San Marcos, TX, San Marcos Muni, RNAV (GPS) RWY 13, Orig

San Marcos, TX, San Marcos Muni, GPS RWY 12, Orig, CANCELLED  
 Rhinelander, WI, Rhinelander-Oneida County, VOR RWY 9, Amdt 4D  
 Rhinelander, WI, Rhinelander-Oneida County, VOR/DME RWY 27, Orig-E  
 Rhinelander, WI, Rhinelander-Oneida County, RNAV (GPS) RWY 9, Orig  
 Rhinelander, WI, Rhinelander-Oneida County, RNAV (GPS) RWY 15, Orig  
 Rhinelander, WI, Rhinelander-Oneida County, RNAV (GPS) Y RWY 27, Orig  
 Rhinelander, WI, Rhinelander-Oneida County, RNAV (GPS) Z RWY 27, Orig  
 Rhinelander, WI, Rhinelander-Oneida County, RNAV (GPS) RWY 33, Orig

[FR Doc. 04-2435 Filed 2-5-04; 8:45 am]

BILLING CODE 4910-13-P

## DEPARTMENT OF COMMERCE

### Bureau of Industry and Security

#### 15 CFR Parts 730, 732, 734, 736, 740, 746, 748, 750 and 752

[Docket No. 031212313-3313-01]

RIN 0694-AC24

#### Revisions and Clarifications to the Export Administration Regulations

**AGENCY:** Bureau of Industry and Security, Commerce.

**ACTION:** Final rule.

**SUMMARY:** This rule amends the Export Administration Regulations (EAR) by making certain corrections and clarifications, including insertion of material inadvertently omitted from previous rules.

**DATES:** This rule is effective February 6, 2004.

**FOR FURTHER INFORMATION CONTACT:**

Sharron Cook, Office of Exporter Services, Bureau of Industry and Security, Telephone: (202) 482-2440.

**SUPPLEMENTARY INFORMATION:** This rule makes the following corrections and clarifications:

1. In part 730, paragraph 730.8(c) is revised to correctly state names of offices, addresses, phone and facsimile numbers, and, in Supplement No. 3 to Part 730 (Other Government Departments and Agencies with Export Control Responsibilities), the office title, description of items processed, phone number, and fax number of the Department of Energy is revised.

2. In paragraph 732.3(h)(2) (Steps regarding the ten general prohibitions), old terminology is removed, *i.e.*, OTS, STS, and SUD.

3. In Supplement Nos. 1 and 2 to part 732, the flowcharts entitled "Am I Subject to the EAR" and "Export Control Decision Tree" are replaced with simpler and easier to read versions.

4. In paragraph 734.1(a) (Introduction to the Scope of the EAR), a correction is made to clarify the meaning of the fifth sentence.

5. In paragraph 734.3(b)(4) (Items subject to the EAR), a correction is made by replacing the word "greater" with the word "less". This will clarify that foreign made items that have less than the *de minimis* U.S. content based on the principles described in § 734.4, are *not* subject to the EAR.

6. In paragraph 734.4(d) (*De minimis* U.S. content), the citation reference to paragraph (b) is replaced with the correct citation reference to paragraph (c).

7. In paragraph 736.2(b)(3)(i) (General Prohibition Three—Reexport and export from abroad of the foreign-produced direct product of U.S. technology and software), a phrase is added to clarify that exports, reexports, or exports from abroad of items subject to the scope of General Prohibition three to Cuba, Libya, or a destination in Country Group D:1 are permitted under the authority of a license or eligible License Exception.

8. In Part 740, language is added to the description of the scope of items eligible for License Exceptions GBS (740.4), CIV (740.5), TSR (740.6), to clarify that items eligible for these License Exceptions are those that *require a license* for national security reasons only.

9. In paragraph 740.9(a)(2)(viii)(3)(B) (Temporary Exports), the title and room number is corrected for the Office of Export Enforcement located in Room H4616.

10. In paragraph 740.12(b)(5)(iii), a citation is corrected.

11. In paragraph 740.13(a)(1) (Operation technology and software under TSU), a clarification is made by replacing the word "products" with the words "commodities or software".

12. In paragraphs 746.2(a)(1)(ii) (License Exceptions for Cuba) and 746.4(b)(2)(ii)(B) (Reexports to Libya), clarifying language is added to correctly describe the scope of operation technology and software eligible under License Exception TSU to Cuba and Libya. The word "products" is revised to read "commodities or software".

13. In paragraph 746.4(b)(2) (Reexports to Libya), two citations are corrected: "734.2(b)(2)" to read "734.3(a)(3)", and "734.2(b)(3)" to read "734.3(a)(4)".

14. In paragraph 746.4(c)(2)(vii)(A) (License Policy for Libya), a typographical error is fixed to correctly describe the capacity of the pumps to transport crude oil and natural gas that generally are subject to a denial policy. The phrase "equal to or larger than 3500

cubic meters per hour" now reads "equal to or larger than 350 cubic meters per hour".

15. In paragraph 746.7, Iran, the first sentence of the introductory paragraph is revised to update the authority references for the section.

16. In paragraph 748.2(a), a revision is made to correctly state names of offices, addresses, phone and facsimile numbers.

17. Section 750.7 is amended by revising paragraph (c)(1)(viii) to allow the exporter to revise the wording of the item description on a license (although not necessary for the purpose of conforming to an official revision in the CCL) without having to obtain a replacement license. This revision will not allow an actual change in the item to be shipped.

18. In paragraphs 752.3(a)(2) and (a)(3) (Eligible Items for export and reexport under the Special Comprehensive License) references to ECCNs were corrected. ECCNs 1E350 and 1E351 were removed from paragraph (a)(2). ECCNs 1E350 and 1E351 were added to paragraph (a)(3).

19. Supplement No. 3 to part 774, "Cross-Reference", is removed because it is no longer necessary and has become confusing since the implementation of Wassenaar revisions to the Commerce Control List.

Although the Export Administration Act expired on August 20, 2001, Executive Order 13222 of August 17, 2001 (66 FR 44025, August 22, 2001), as extended by the notice of August 7, 2003, (68 FR 47833, August 11, 2003), continues the Regulations in effect under the International Emergency Economic Powers Act.

#### Rulemaking Requirements

1. This final rule has been determined to be not significant for purposes of E.O. 12866.

2. Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with a collection of information, subject to the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*) (PRA), unless that collection of information displays a currently valid Office of Management and Budget (OMB) Control Number. This rule involves a collection of information subject to the PRA. This collection has been approved by OMB under control number 0694-0088, "Multi-Purpose Application," which carries a burden hour estimate of 58 minutes for a manual or electronic submission. Send comments regarding these burden estimates or any other aspect of these